

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
TACOMA DIVISION

DAVID PENNER, MD, PLLC, a Washington limited liability company, dba OLYMPIA CENTER FOR TMS & PSYCHIATRY, Plaintiff,  vs. CLEAR TMS+, PLLC, a Washington professional limited liability company, Defendant.	) Case No. 3:25-cv-05033 ) ) ORDER GRANTING STIPULATED ) MOTION TO STAY CONSIDERATION OF ) MOTION FOR RECONSIDERATION ) ) Noted for Consideration: February 12, 2025
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**I. ORDER**

The parties' Stipulated Motion to Stay Consideration of Plaintiff's Motion for Reconsideration is GRANTED. The Court's Order dated February 10, 2025, which ordered Defendant to respond to Plaintiff's Motion for Reconsideration (at Dkt. 21), is stayed until further notice from the Court.

IS IT SO ORDERED this 13th day of February 2025.

  
\_\_\_\_\_  
Hon. Benjamin H. Settle  
United States District Court Judge

*Presented by:*

*Stipulated as to form, notice of presentation  
waived by:*

ROCKE | LAW Group, PLLC

Carney Badley Spellman, P.S.

s/ Aaron V. Rocke

s/ Christopher Thayer

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**DECLARATION OF SERVICE**

I caused a copy of the foregoing Proposed Order Granting Stipulation to Stay Motion for Reconsideration to be served to the following in the manner indicated:

**Via Email:**

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Andrew Stokes  
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On today's date.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my belief.

Signed and DATED this 12th day of February 2025 in Seattle, Washington.

s/ Sarah Clark  
Sarah Clark, Paralegal